

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 17, 2025

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JONATHAN MICHAEL ATKINSON
(1),

Defendant.

No. 4:25-CR-06012-MKD

ORDER GRANTING STIPULATION
FOR PROTECTIVE ORDER AND
MOTION TO EXPEDITE, AND
PROTECTIVE ORDER
REGARDING DISCOVERY AND
IDENTIFICATION OF MINOR
VICTIMS OR WITNESSES

ECF Nos. 31, 32

Before the Court are the parties' Stipulation for Protective Order Regarding Identification of Minor Victims Pursuant to 18 U.S.C. § 3509, ECF No. 31, and the United States' Motion to Expedite, ECF No. 32. Given the nature of the allegations in this case, the parties stipulate to imposing privacy protection measures pursuant to 18 U.S.C. § 3509. *See* ECF No. 31-1. The Court has reviewed the motions and the record and is fully informed. The Court finds good cause to grant the stipulation and related motion to expedite.

Accordingly, **IT IS HEREBY ORDERED:**

1 1. The parties' Stipulation for Protective Order Regarding Identification
2 of Minor Victims Pursuant to 18 U.S.C. § 3509, **ECF No. 31**, is **GRANTED**.

3 2. The United States' Motion to Expedite, **ECF No. 32**, is **GRANTED**.

4 **IT IS FURTHER ORDERED:**

5 3. The privacy protection measures mandated by 18 U.S.C. § 3509(d),
6 which apply when a case involves a person under the age of eighteen years who is
7 alleged to be a victim of a crime of sexual exploitation, or a witness to a crime
8 committed against another person, apply to this case. The parties stipulate that this
9 includes individuals who were minors at the time of criminal conduct alleged in the
10 Indictment, irrespective of their current age.

11 4. All persons acting in this case in a capacity described in 18 U.S.C. §
12 3509(d)(1)(B), shall:

- 13 a. Keep all documents that disclose the names, identities, personal
14 identifying information ("PII") or any other information
15 concerning minors in a secure place to which no person who
16 does not have reason to know their contents has access;
- 17 b. Disclose such documents or the information in them that
18 concerns minors only to persons who, by reason of their
19 participation in the proceeding, have reason to know such
20 information;

1 c. Not permit Defendant to review discovery outside the presence
2 of defense counsel or a defense investigator;

3 d. Not permit Defendant to keep discovery in their own possession
4 outside the presence of defense counsel or a defense
5 investigator; and

6 e. Not permit Defendant to keep, copy, or record the identities of
7 any minor or victim identified in discovery in this case.

8 5. All papers to be filed in Court that disclose the names or any other
9 information identifying or concerning minors shall be filed under seal without
10 necessity of obtaining a Court order, and that the person who makes the filing shall
11 submit to the Clerk of the Court:

12 a. The complete paper to be kept under seal; and

13 b. The paper with the portions of it that disclose the names or other
14 information identifying or concerning children redacted, to be
15 placed in the public record.

16 6. The parties and the witnesses shall not disclose minors' identities
17 during any proceedings connected with this case. The parties and witnesses will
18 refer to alleged minor victims only by using agreed-upon initials or pseudonyms
19 (e.g., "Minor 1"), rather than their bona fide names, in motions practice, opening
20 statements, during the presentation of evidence, in closing arguments, and during

1 sentencing.

2 7. The United States may produce discovery to Defendant that discloses
3 the bona fide identity, images, and PII of the alleged minor victims, in order to
4 comply with the United States' discovery obligations. Defendant, the defense
5 team, Defendant's attorney and investigator, and all of their externs, employees,
6 and/or staff members, shall keep this information confidential as set forth above.

7 8. This ORDER shall apply to any attorneys who subsequently become
8 counsel of record, without the need to renew or alter the ORDER.

9 9. This ORDER shall apply to the bona fide identity, images, and PII of
10 any minors who are identified over the course of the case, whether or not such
11 minors are known to the United States and/or Defendant at the time the ORDER is
12 entered by the Court.

13 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order
14 and provide copies to all counsel.

15 **DATED** April 17, 2025.

16 *s/Mary K. Dimke*
17 MARY K. DIMKE
18 UNITED STATES DISTRICT JUDGE
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